

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

----- x
UNITED STATES OF AMERICA,

Plaintiff,

v.

TRONOX LLC,

Defendant.

----- x
NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION, *et al.*,

Plaintiffs,

v.

TRONOX LLC, *et al.*,

Defendants.

----- x

- and -

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

----- x
IN RE:

TRONOX INCORPORATED, *et al.*,

Debtors.

----- x
TRONOX LLC,

Plaintiff,

v.

UNITED STATES OF AMERICA, *et al.*,

Defendants.

----- x

RECEIVED

AUG 26 2009

AT 8:30
WILLIAM T. WALSH
CLERK

Civil Action No.

3:08-cv-4368 (FLW-LHG)

Civil Action No.

3:08-cv-5160 (FLW-LHG)

Chapter 11

Case No. 09-10156 (ALG)

Jointly Administered

Adv. Proc. No. 09-01039 (ALG)

STIPULATION AND ORDER

WHEREAS, on April 8, 2009, Tronox LLC ("Tronox") and its affiliated debtors, the United States of America, and the New Jersey Department of Environmental Protection; the Commissioner of the New Jersey Department of Environmental Protection, as trustee for natural resources; and the Administrator of the New Jersey Spill Compensation Fund (collectively, "New Jersey") presented an agreed-upon stipulation (the "Stipulation and Order") simultaneously to the United States District Court for the District of New Jersey (the "New Jersey Court") and to the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court");

WHEREAS, on April 13, 2009, the New Jersey Court approved and entered the Stipulation and Order;

WHEREAS, on April 21, 2009, the Bankruptcy Court also approved and entered the Stipulation and Order; and

WHEREAS, as of the date hereof, the Stipulation and Order remains in effect pursuant to its terms and the above-captioned consolidated cases pending in the New Jersey Court (the "New Jersey Cases") have, accordingly, been stayed by the New Jersey Court with leave to reopen the cases pursuant to the terms of the Stipulation and Order;

THEREFORE, the parties stipulate and agree and the Court orders that:

1. In the interest of judicial economy and efficient management of the New Jersey Court's docket and resources, the Parties agree that the New Jersey

Cases may be administratively closed.

2. The Stipulation and Order shall remain in full force and effect, it being understood that the administrative closing of the New Jersey Cases is the equivalent of staying the New Jersey Cases for purposes of the Stipulation and Order. For the avoidance of doubt, and without limiting the foregoing, any party may move as of right to reopen the New Jersey Cases upon letter request to the New Jersey Court, which motion shall be promptly granted, and such request shall also serve as sufficient notice pursuant to paragraph 4 of the Stipulation and Order to start the two-week period described therein.

3. Until such time as a Party moves to reopen the New Jersey Cases, the Clerk of the New Jersey Court shall designate each of the consolidated New Jersey Cases as administratively terminated with leave to reopen.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

AGREED TO BY THE PARTIES TO THE NEW JERSEY ACTION:

Dated: Washington, D.C.
8/11, 2009

JOHN C. CRUDEN
Acting Assistant Attorney General
Attorney for the United States

By: 

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Dated: Trenton, New Jersey
_____, 2009

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Attorney for New Jersey

By: _____

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Dated: Morristown, New Jersey
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Dated: Morristown, New Jersey DAY PITNEY LLP
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AGREED TO BY THE PARTIES TO THE TRONOX BANKRUPTCY:

Dated: New York, New York
August 24, 2009

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Dated: Trenton, New Jersey
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AGREED TO BY THE PARTIES TO THE TRONOX BANKRUPTCY:

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Dated: New York, New York LEV L. DASSIN
August 12, 2009 Acting United States Attorney
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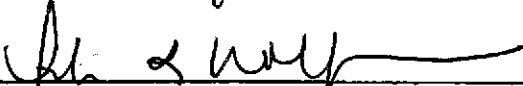
Dated: Trenton, New Jersey ANNE MILGRAM
8/10/09, 2009 Attorney General of New Jersey
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SO ORDERED:

Dated: Trenton, New Jersey
Aug. 26, 2009



HON. FRED A L. WOLFSON
UNITED STATES DISTRICT JUDGE

Case 3:08-cv-05160-FLW-JJH Document 14 Filed 08/26/09 Page 10 of 10 PageID: 123

SO ORDERED:

Dated: New York, New York
_____, 2009

HON. ALLAN L. GROPPER
UNITED STATES BANKRUPTCY JUDGE